

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Patent Application No. 09/449,912

Confirmation No. 6873

Applicant: Divittorio

Filed: December 2, 1999

TC/AU: 2195

Examiner: Kenneth Tang

Docket No.: 202232

Customer No.: 23460

**TRANSMITTAL OF APPELLANT'S BRIEF ON APPEAL**

Mail Stop Appeal Brief – Patents  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In accordance with 37 CFR 41.37, Appellant hereby submits Appellant's Brief on Appeal.

The items checked below are appropriate:

**1. Status of Appellant(s)**

This application is on behalf of ☒ other than a small entity or ☐ a small entity.

**2. Fee for Filing Brief on Appeal**

Pursuant to 37 CFR 41.20(2), the fee for filing the Brief on Appeal is for: ☒ other than a small entity or ☐ a small entity.

**Brief Fee Due** \$500.00

**3. Oral Hearing**

☐ Appellant(s) request(s) an oral hearing in accordance with 37 CFR 41.47.  
A separate paper requesting oral hearing is attached.

**4. Extension of Time**

- ☒ Appellant(s) petition(s) for a three-month extension of time under 37 CFR 1.136, the fee for which is \$1020.00.
- ☐ Appellant(s) believe(s) that no extension of time is required. However, this conditional petition is being made to provide for the possibility that Appellant(s) has/have inadvertently overlooked the need for a petition and fee for extension of time.

**Extension fee due with this request: \$1020.00**

**5. Total Fee Due**

The total fee due is:

|                                       |           |
|---------------------------------------|-----------|
| Brief on Appeal Fee                   | \$500.00  |
| Less Brief on Appeal Fee already paid | \$ 0.00   |
| Request for Oral Hearing              | \$ 0.00   |
| Extension Fee (if any)                | \$1020.00 |

**Total Fee Due: \$1520.00**


**6. Fee Payment**

- ☐ Attached is a check in the sum of \$ .
- ☒ Charge Account No. 12-1216 the sum of \$1520.00. A duplicate of this transmittal is attached.

**7. Fee Deficiency.**

- ☒ If any additional fee is required in connection with this communication, charge Account No. 12-1216. A duplicate copy of this transmittal is attached.

Respectfully submitted,

  
Mark Joy, Reg. No. 38,562  
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Date: September 6, 2007